



UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 08 2002

**DIRECTOR'S OFFICE
TECHNOLOGY CENTER 3600**

In re Application of
Robert Skvorecz
Application No. 09/772,278
Filed: March 15, 2001
For: WIRE CHAFING STAND

**DECISION ON PETITION
TO WITHDRAW THE
HOLDING OF ABANDONMENT**

This is in response to applicant's papers filed in the United States Patent and Trademark Office (USPTO), on June 28, 2002 and supplemented on October 1, 2002.

Although no Notice of Abandonment has been mailed, the application is in fact abandoned for failure to respond to the Office action dated December 14, 2001.

The petition is **GRANTED**.

Applicant's petition includes a copy of a response bearing a Certificate of Mailing date of April 12, 2002 and a statement under Rule 8(b)(3) reaffirming prior timely mailing. A statement by Margaret McGarry was received within the petition, which attests to the personal knowledge of mailing the response on the date indicated on the Certificate of Mailing. This is sufficient evidence of a timely response.

Since a timely response to the Office action was filed, the holding of abandonment is withdrawn and the application is restored to pending status. The application is being forwarded to the Supervisory Legal Instruments Examiner for entry of the Amendment filed with the petition, and then to the Primary Examiner for prompt action on the merits of the application.

Telephone inquiries relative to this decision should be directed to Special Programs Examiner Kenneth Dorner at (703) 308-0866.


Kenneth Dorner, Special Program Examiner
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KD/dew: 10/1/02